

# SENATE JOURNAL

## OF THE

# IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-SIXTH LEGISLATURE

**FIFTY-FIRST LEGISLATIVE DAY  
TUESDAY, MARCH 1, 2022**

Senate Chamber

President McGeachin called the Senate to order at 10 a.m.

Roll call showed all members present except Senator Riggs, absent and formally excused by the Chair; and Senators Patrick and Wintrow, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Shyanne Richardson, Page.

The Senate advanced to the Third Order of Business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 28, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

Senators Patrick and Wintrow were recorded present at this order of business.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

March 1, 2022

The JUDICIARY AND RULES Committee reports that [SCR 119](#), [SCR 120](#), [S 1350](#), [S 1351](#), [S 1352](#), [S 1353](#), [S 1354](#), [S 1355](#), [S 1356](#), [S 1357](#), [S 1358](#), [S 1359](#), and [S 1360](#) have been correctly printed.

LAKEY, Chairman

[SCR 119](#) and [SCR 120](#) were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1350](#) was referred to the Health and Welfare Committee.

[S 1351](#) and [S 1352](#) were referred to the State Affairs Committee.

[S 1353](#) was referred to the Health and Welfare Committee.

[S 1354](#) and [S 1355](#) were referred to the Commerce and Human Resources Committee.

[S 1356](#) was referred to the Health and Welfare Committee.

[S 1357](#) and [S 1358](#) were referred to the State Affairs Committee.

[S 1359](#) was referred to the Finance Committee.

[S 1360](#) was referred to the Judiciary and Rules Committee.

February 28, 2022

The EDUCATION Committee reports out [H 654](#) and [H 656](#) with the recommendation that they do pass.

THAYN, Chairman

[H 654](#) and [H 656](#) were filed for second reading.

March 1, 2022

The HEALTH AND WELFARE Committee reports out [H 561](#) with the recommendation that it do pass.

MARTIN, Chairman

[H 561](#) was filed for second reading.

March 1, 2022

The AGRICULTURAL AFFAIRS Committee reports out [H 530](#) and [S 1345](#) with the recommendation that they do pass.

BURTENSHAW, Chairman

[H 530](#) and [S 1345](#) were filed for second reading.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

### Messages from the Governor

February 25, 2022

The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Matthew Woodington of Middleton, Idaho, was appointed to the Idaho State Racing Commission to serve a term commencing February 24, 2022, and expiring January 15, 2024.

This appointment is subject to confirmation by the Senate, notice of appointment is hereby given.

Sincerely,  
/s/ Brad Little  
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

February 28, 2022

The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Jeffery Allen of Star, Idaho, was reappointed to the Northwest Power and Conservation Council to serve a term commencing February 22, 2022, and expiring February 19, 2025.

This appointment is subject to confirmation by the Senate, notice of appointment is hereby given.

Sincerely,  
/s/ Brad Little  
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial reappointment was referred to the Resources and Environment Committee.

The Senate advanced to the Ninth Order of Business.

### Messages from the House

February 28, 2022

Dear Madam President:

I transmit herewith [H 663](#), [H 650](#), [H 653](#), [HCR 30](#), [H 672](#), [H 582](#), [H 583](#), [H 660](#), [H 590](#), [H 667](#), and [H 621](#), which have passed the House.

MAULIN, Chief Clerk

[H 663](#), [H 650](#), [H 653](#), [HCR 30](#), [H 672](#), [H 582](#), [H 583](#), [H 660](#), [H 590](#), [H 667](#), and [H 621](#) were filed for first reading.

The Senate advanced to the Tenth Order of Business.

### Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, [HCR 33](#) was placed before the Senate for final consideration at this time.

The President announced that [HCR 33](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Den Hartog, seconded by President Pro Tempore Winder, [HCR 33](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [HJM 5](#) was placed before the Senate for final consideration at this time.

The President announced that [HJM 5](#) was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Senator Harris, seconded by Senator Guthrie, [HJM 5](#) was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, the committee report of the Gubernatorial appointment confirmation of Jared Zwygart retained its place on the calendar for Saturday, March 5, 2022.

The President announced that the Health and Welfare Committee report relative to the Gubernatorial reappointment of Britt Raubenheimer was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Woodward, seconded by Senator Burgoyne, the Gubernatorial reappointment of Britt Raubenheimer as a member of the Commission for the Blind and Visually Impaired was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Health and Welfare Committee report relative to the Gubernatorial appointment of Mark Watkins was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Ricks, seconded by Senator Burgoyne, the Gubernatorial appointment of Mark Watkins as a member of the Commission for the Blind and Visually Impaired was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the State Affairs Committee report relative to the Gubernatorial reappointment of Jerry Aldape was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Nye, the Gubernatorial reappointment of Jerry Aldape as a member of the Idaho Endowment Fund Investment Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the State Affairs Committee report relative to the Gubernatorial appointment of Robert Donaldson was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Burgoyne, the Gubernatorial appointment of Robert Donaldson as a member of the Idaho Endowment Fund Investment Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Resources and Environment Committee report relative to the Gubernatorial appointment of Ray Hinchcliff was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Harris, seconded by Senator Semmelroth, the Gubernatorial appointment of Ray Hinchcliff as a member of the Oil and Gas Conservation Commission was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial

appointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

#### **Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials**

[H 663](#), by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 650](#), by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

[H 653](#), by Education Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[HCR 30](#), by Health and Welfare Committee, was introduced, read at length, and referred to the Health and Welfare Committee.

[H 672](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

[H 582](#) and [H 583](#), by Business Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 660](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 590](#), by Commerce and Human Resources Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 667](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 621](#), by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

The Senate advanced to the Twelfth Order of Business.

#### **Second Reading of Bills**

[S 1339](#), by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[S 1341](#) and [S 1342](#), by State Affairs Committee, were read the second time at length and filed for third reading.

[S 1347](#), [S 1348](#), and [S 1349](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 540](#) and [H 560](#), by Judiciary, Rules and Administration Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

#### **Third Reading of Bills**

[S 1284](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Martin arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Burtenshaw, Den Hartog, Grow, Guthrie, Harris, Heider, Lee, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Semmelroth, VanOrden (Bair), Winder, Wintrow, Woodward. Total - 19.

NAYS—Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Lakey, Lent, Rice, Souza, Stennett, Thayn, Vick, Ward-Engelking, Zito. Total - 15.

Absent and excused—Riggs. Total - 1.

Total - 35.

Whereupon the President declared [S 1284](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1264](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator Blair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Den Hartog, Grow, Guthrie, Heider, Lakey, Lee, Lodge, Martin, Nelson, Nye, Patrick, Semmelroth, Stennett, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow. Total - 22.

NAYS—Bayer, Cook, Crabtree, Harris, Lent, Rice, Ricks, Souza, Thayn, Zito. Total - 10.

Absent and excused—Agenbroad, Riggs, Woodward. Total - 3.

Total - 35.

Whereupon the President declared [S 1264](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1320](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Agenbroad, Riggs. Total - 2.

Total - 35.

Whereupon the President declared [S 1320](#) passed, title was approved, and the bill ordered transmitted to the House.

Having voted on the prevailing side by which [S 1264](#) passed the Senate, Senator Anthon served notice that he may on this or the next legislative day move for reconsideration of the vote.

[S 1264](#) was ordered held at the Secretary's desk.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

### Petitions, Resolutions, and Memorials

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 12:10 p.m. until the hour of 4 p.m. of this day.

### RECESS AFTERNOON SESSION

The Senate reconvened at 4 p.m., pursuant to recess, President McGeachin presiding.

Roll call showed all members present except Senator Riggs, absent and formally excused by the Chair; and Senators Lodge and Vick, absent and excused.

Prior to recess the Senate was at the Sixth Order of Business, Reports of Standing Committees.

March 1, 2022

The FINANCE Committee reports out [H 661](#) and [S 1359](#) with the recommendation that they do pass.

AGENBROAD, Chairman

[H 661](#) and [S 1359](#) were filed for second reading.

March 1, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out [H 463](#), [H 556](#), [H 594](#), and [H 609](#) with the recommendation that they do pass.

PATRICK, Chairman

[H 463](#), [H 556](#), [H 594](#), and [H 609](#) were filed for second reading.

March 1, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out [H 612](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

PATRICK, Chairman

There being no objection, [H 612](#) was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

### Messages from the House

March 1, 2022

Dear Madam President:

I return herewith Enrolled [S 1247](#), [S 1292](#), and [S 1248](#), which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled [S 1247](#), [S 1292](#), and [S 1248](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

### Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, [S 1327](#) retained its place on the Third Reading Calendar for one legislative day.

[S 1321](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 31.

NAYS—Bayer, Zito. Total - 2.

Absent and excused—Riggs, Vick. Total - 2.

Total - 35.

Whereupon the President declared [S 1321](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1286](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Grow, Guthrie, Harris, Heider, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 25.

NAYS—Bayer, Crabtree, Den Hartog, Lakey, Rice, Ricks, Zito. Total - 7.

Absent and excused—Anthon, Riggs, Vick. Total - 3.

Total - 35.

Whereupon the President declared [S 1286](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1305](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Blair (Johnson), Burgoyne, Burtenshaw, Crabtree, Grow, Guthrie, Harris, Heider, Lee, Lodge, Martin, Nelson, Nye, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 22.

NAYS—Bayer, Cook, Den Hartog, Lakey, Lent, Patrick, Rice, Ricks, Thayn, Vick, Zito. Total - 11.

Absent and excused—Anthon, Riggs. Total - 2.

Total - 35.

Whereupon the President declared [S 1305](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1335](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Riggs. Total - 1.

Total - 35.

Whereupon the President declared [S 1335](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1337](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

On request by Senator Anthon, granted by unanimous consent, [S 1337](#) was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Anthon, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

#### **Miscellaneous Business**

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5:01 p.m. until the hour of 10 a.m., Wednesday, March 2, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary